

COMBINED NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES & PETITION FOR  
EXTENSION OF TIME UNDER 37 C.F.R. 1.136(a) (Large Entity)

Docket No. **AF \$ 1619**  
NIDN-72124

In Re Application Of: **Toner, et al.**

Serial No.  
**09/425,289**

Filing Date  
**October 25, 1999**

Examiner  
**M. Hartley**

Group Art Unit  
**1600/2900**

Invention: **Embolus Therapy Using Insoluble Microparticles or Vesicles Containing Contrast Agents**

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

This is a combined Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences and petition under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of July 25, 2001 in the above-identified application.  
*Date*

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated **July 25, 2001** finally rejecting Claim(s) **2-6 and 38-40**.

Applicant(s) hereby request(s) an extension of time of (check desired time period):

☐ One month ☐ Two months ☒ Three months ☐ Four months ☐ Five months

from: October 25, 2001 until: January 25, 2002  
*Date Date*

The fee for the Notice of Appeal and Extension of Time has been calculated as shown below:

Fee for Notice of Appeal: \$320.00

Fee for Extension of Time: \$920.00

**TOTAL FEE FOR NOTICE OF APPEAL AND EXTENSION OF TIME: \$1,240.00**

The fee for the Notice of Appeal and extension of time is to be paid as follows:

☐ A check in the amount of \_\_\_\_\_ for the Notice of Appeal and extension of time is enclosed.

☒ Please charge Deposit Account No. **500-588** in the amount of **\$1,240.00**  
A duplicate copy of this sheet is enclosed.

☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. **500-588**  
A duplicate copy of this sheet is enclosed.

☒ Any additional filing fees required under 37 C.F.R. 1.16.

☒ Any patent application processing fees under 37 CFR 1.17.

☒ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. **500-588** A duplicate copy of this sheet is enclosed.

02/14/2002 AWONDAF1 00000068 500588 09425289

01 FC:119 320.00 CH  
02 FC:117 920.00 CH

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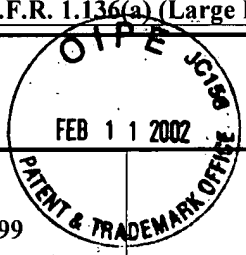
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Invention: Embolus Therapy Using Insoluble Microparticles or Vesicles Containing Contrast Agents

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

This combined Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences and petition for extension of time under 37 CFR 1.136(a) is respectfully submitted by the undersigned:

Signature

Dated: January 22, 2002

Royal N. Ronning, Jr.  
Amersham Biosciences  
800 Centennial Avenue  
Piscataway, New Jersey 08855

(732) 457-8423

Reg. No.: 32,529

**Certificate of Transmission by Facsimile\***

I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No.

) on  
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Signature

Typed or Printed Name of Person Signing Certificate

**Certificate of Mailing**

I certify that this document and fee is being deposited on January 22, 2002 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Signature of Person Mailing Correspondence

Melissa Leck

Typed or Printed Name of Person Mailing Correspondence

\*This certificate may only be used if paying by deposit account.

CC: